

Sep-11-06 06:07pm From:HBSR

@PFD:akrpt:ODMA/MHODMA/HBSR05;Manag:649149;1

TJM/KTS/mdm  
September 11, 2006

RECEIVED  
CENTRAL FAX CENTER

1-978-341-0242

T-088 P.02/15 F-438

DOCKET NO. 2506.2008-005

SEP 11 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Frederick J. Fritz, Michael H. Tardugno, Reuben Zielinski and  
Randall R. Tucker

Application No.: 09/804,982 Group: 2646

Filed: March 13, 2001 Examiner: Ni, Suhan

Confirmation No.: 2631

For: HEARING AID WITH TINTED COMPONENTS

<b>CERTIFICATE OF MAILING OR TRANSMISSION</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on	
9-11-06	<i>Jennifer Tomley</i>
Date	Signature
Jennifer TOMLEY	
Typed or printed name of person signing certificate	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

- [ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

09/804,982

-2-

The claims fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	17	MINUS *	43	0
INDEP	2	MINUS **	7	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP CLAIM				

\* not fewer than 20  
\*\* not fewer than 3

SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE		RATE	ADDIT FEE
X \$ 25	\$		X \$50	\$
X \$100	\$		X \$200	\$
✓ \$180	\$		✓ \$360	\$
TOTAL- \$ <u>0</u>			TOTAL- \$ <u>0</u>	

The Application Size Fee has been calculated as shown below:  
(Effective for cases filed on or after December 8, 2004)

Actual Sheets (including current amendment)	Highest No. of Sheets Paid For (At least 100)	No. of Additional Units Required (Increments of 50 sheets)

SMALL ENTITY		OTHER THAN SMALL ENTITY	
Rate	Total Amount Owed	Rate	Total Amount Owed
X \$125	\$[ ]	X \$250	\$[ ]

Payment Sufficient for up to
[ ] Sheets

### Petition for Extension of Time

- [ X ] Applicants hereby petitions to extend the time to respond to the Office Action dated March 9, 2006 for three months from June 9, 2006 to September 9, 2006. The appropriate fee is set forth below.
- [ ] [For action-specific language in an extension of time, go to insert, file, public folders, firm templates, and select the appropriate paragraph.]

09/804,982

-3-

RECEIVED  
CENTRAL FAX CENTER

SEP 11 2006

Please charge Deposit Account No. 08-0380 for the following fees:

<input checked="" type="checkbox"/>	Petition for three month Extension of Time	\$	1020
<input type="checkbox"/>	Claims Fee	\$	
<input type="checkbox"/>	Application Size Fee	\$	
<input type="checkbox"/>	Other Fees:	\$	
		\$	
		\$	
	TOTAL:	\$	1020

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	
<input type="checkbox"/>	Claims Fee	\$	
<input type="checkbox"/>	Application Size Fee	\$	
<input type="checkbox"/>	Other Fees:	\$	
		\$	
		\$	
	TOTAL:	\$	0

☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Kevin T. Shaughnessy  
 Kevin T. Shaughnessy  
 Registration No.: 51,014  
 Telephone (978) 341-0036  
 Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 9/11/06

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road, P.O. Box 9133  
Concord, MA 01742-9133

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

**CENTRAL LOCATION**  
**FACSIMILE COVER SHEET**

RECEIVED  
CENTRAL FAX CENTER

SEP 11 2006

**Examiner:** Ni, Suhan

**Group:** 2646

**Date:** September 11, 2006

**Client Code:** 2506

**Facsimile No.:** 571-273-8300

**From:** Kevin T. Shaughnessy, Esq.

**Subject: Paper:** Amendment with Extension of Time

**Docket No.:** 2506.2008-005

**Applicants:** Frederick J. Fritz, *et al.*

**Serial No.:** 09/804,982

**Filing Date:** March 13, 2001

Number of pages including this cover sheet: 15

Please confirm receipt of facsimile: Yes XXX No     

**Comments:**

\\PFD\desktop\ODMA\MH\ODMA\HBSRU5\Messages\049151.1

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.